

Fill in this information to identify your case:

United States Bankruptcy Court for the:

EASTERN DISTRICT OF NORTH CAROLINA

Case number (if known)

Chapter 11 Check if this an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

04/20

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name Big South Distribution, LLC

2. All other names debtor used in the last 8 years

Include any assumed names, trade names and *doing business as* names

3. Debtor's federal Employer Identification Number (EIN) 45-1214164

4. Debtor's address Principal place of business

320 Walling Rd
Bristol, VA 24210

Number, Street, City, State & ZIP Code

Mailing address, if different from principal place of business

P.O. Box, Number, Street, City, State & ZIP Code

Washington
County

Location of principal assets, if different from principal place of business

Number, Street, City, State & ZIP Code

5. Debtor's website (URL)

6. Type of debtor

- Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))
- Partnership (excluding LLP)
- Other. Specify: _____

Debtor Big South Distribution, LLC _____ Case number (if known) _____
 Name _____

7. Describe debtor's business A. Check one:

- Health Care Business (as defined in 11 U.S.C. § 101(27A))
- Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- Railroad (as defined in 11 U.S.C. § 101(44))
- Stockbroker (as defined in 11 U.S.C. § 101(53A))
- Commodity Broker (as defined in 11 U.S.C. § 101(6))
- Clearing Bank (as defined in 11 U.S.C. § 781(3))
- None of the above

B. Check all that apply

- Tax-exempt entity (as described in 26 U.S.C. §501)
- Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. §80a-3)
- Investment advisor (as defined in 15 U.S.C. §80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor.

See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

4249

8. Under which chapter of the Bankruptcy Code is the debtor filing?

Check one:

- Chapter 7
- Chapter 9

■ Chapter 11. Check all that apply:

- The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D), and its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,725,625. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- The debtor is a debtor as defined in 11 U.S.C. § 1182(1), its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$7,500,000, and it chooses to proceed under Subchapter V of Chapter 11. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return, or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- A plan is being filed with this petition.
- Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
- The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

- Chapter 12

9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?

- No.
- Yes.

If more than 2 cases, attach a separate list.

District _____ When _____ Case number _____
 District _____ When _____ Case number _____

Debtor	Big South Distribution, LLC		Case number (if known)						
Name _____									
10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?									
<input type="checkbox"/> No <input checked="" type="checkbox"/> Yes.									
<p>List all cases. If more than 1, attach a separate list</p> <table border="0"> <tr> <td>Debtor</td> <td>See Attachment</td> <td>Relationship</td> </tr> <tr> <td>District</td> <td>When _____</td> <td>Case number, if known _____</td> </tr> </table>				Debtor	See Attachment	Relationship	District	When _____	Case number, if known _____
Debtor	See Attachment	Relationship							
District	When _____	Case number, if known _____							
11. Why is the case filed in this district? <i>Check all that apply:</i>									
<input type="checkbox"/> Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district. <input checked="" type="checkbox"/> A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.									
12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?									
<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.									
Why does the property need immediate attention? <i>(Check all that apply.)</i>									
<input type="checkbox"/> It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety. What is the hazard? _____									
<input type="checkbox"/> It needs to be physically secured or protected from the weather.									
<input type="checkbox"/> It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).									
<input type="checkbox"/> Other _____									
Where is the property? _____ Number, Street, City, State & ZIP Code _____									
Is the property insured?									
<input type="checkbox"/> No									
<input type="checkbox"/> Yes. Insurance agency _____ Contact name _____ Phone _____									

Statistical and administrative information															
13. Debtor's estimation of available funds <i>Check one:</i>															
<input checked="" type="checkbox"/> Funds will be available for distribution to unsecured creditors. <input type="checkbox"/> After any administrative expenses are paid, no funds will be available to unsecured creditors.															
14. Estimated number of creditors <table border="0" style="width: 100%;"> <tr> <td style="width: 33%;"><input checked="" type="checkbox"/> 1-49</td> <td style="width: 33%;"><input type="checkbox"/> 1,000-5,000</td> <td style="width: 33%;"><input type="checkbox"/> 25,001-50,000</td> </tr> <tr> <td><input type="checkbox"/> 50-99</td> <td><input type="checkbox"/> 5001-10,000</td> <td><input type="checkbox"/> 50,001-100,000</td> </tr> <tr> <td><input type="checkbox"/> 100-199</td> <td><input type="checkbox"/> 10,001-25,000</td> <td><input type="checkbox"/> More than 100,000</td> </tr> <tr> <td><input type="checkbox"/> 200-999</td> <td></td> <td></td> </tr> </table>				<input checked="" type="checkbox"/> 1-49	<input type="checkbox"/> 1,000-5,000	<input type="checkbox"/> 25,001-50,000	<input type="checkbox"/> 50-99	<input type="checkbox"/> 5001-10,000	<input type="checkbox"/> 50,001-100,000	<input type="checkbox"/> 100-199	<input type="checkbox"/> 10,001-25,000	<input type="checkbox"/> More than 100,000	<input type="checkbox"/> 200-999		
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<input type="checkbox"/> 100-199	<input type="checkbox"/> 10,001-25,000	<input type="checkbox"/> More than 100,000													
<input type="checkbox"/> 200-999															
15. Estimated Assets <table border="0" style="width: 100%;"> <tr> <td style="width: 33%;"><input type="checkbox"/> \$0 - \$50,000</td> <td style="width: 33%;"><input type="checkbox"/> \$1,000,001 - \$10 million</td> <td style="width: 33%;"><input type="checkbox"/> \$500,000,001 - \$1 billion</td> </tr> <tr> <td><input type="checkbox"/> \$50,001 - \$100,000</td> <td><input checked="" type="checkbox"/> \$10,000,001 - \$50 million</td> <td><input type="checkbox"/> \$1,000,000,001 - \$10 billion</td> </tr> <tr> <td><input type="checkbox"/> \$100,001 - \$500,000</td> <td><input type="checkbox"/> \$50,000,001 - \$100 million</td> <td><input type="checkbox"/> \$10,000,000,001 - \$50 billion</td> </tr> <tr> <td><input type="checkbox"/> \$500,001 - \$1 million</td> <td><input type="checkbox"/> \$100,000,001 - \$500 million</td> <td><input type="checkbox"/> More than \$50 billion</td> </tr> </table>				<input type="checkbox"/> \$0 - \$50,000	<input type="checkbox"/> \$1,000,001 - \$10 million	<input type="checkbox"/> \$500,000,001 - \$1 billion	<input type="checkbox"/> \$50,001 - \$100,000	<input checked="" type="checkbox"/> \$10,000,001 - \$50 million	<input type="checkbox"/> \$1,000,000,001 - \$10 billion	<input type="checkbox"/> \$100,001 - \$500,000	<input type="checkbox"/> \$50,000,001 - \$100 million	<input type="checkbox"/> \$10,000,000,001 - \$50 billion	<input type="checkbox"/> \$500,001 - \$1 million	<input type="checkbox"/> \$100,000,001 - \$500 million	<input type="checkbox"/> More than \$50 billion
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<input type="checkbox"/> \$500,001 - \$1 million	<input type="checkbox"/> \$100,000,001 - \$500 million	<input type="checkbox"/> More than \$50 billion													
16. Estimated liabilities <table border="0" style="width: 100%;"> <tr> <td style="width: 33%;"><input type="checkbox"/> \$0 - \$50,000</td> <td style="width: 33%;"><input type="checkbox"/> \$1,000,001 - \$10 million</td> <td style="width: 33%;"><input type="checkbox"/> \$500,000,001 - \$1 billion</td> </tr> </table>				<input type="checkbox"/> \$0 - \$50,000	<input type="checkbox"/> \$1,000,001 - \$10 million	<input type="checkbox"/> \$500,000,001 - \$1 billion									
<input type="checkbox"/> \$0 - \$50,000	<input type="checkbox"/> \$1,000,001 - \$10 million	<input type="checkbox"/> \$500,000,001 - \$1 billion													

Debtor

Big South Distribution, LLC

Name

Case number (*if known*)

\$50,001 - \$100,000
 \$100,001 - \$500,000
 \$500,001 - \$1 million

\$10,000,001 - \$50 million
 \$50,000,001 - \$100 million
 \$100,000,001 - \$500 million

\$1,000,000,001 - \$10 billion
 \$10,000,000,001 - \$50 billion
 More than \$50 billion

Debtor Big South Distribution, LLC Case number (if known) _____
 Name _____

Request for Relief, Declaration, and Signatures

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

**17. Declaration and signature
of authorized
representative of debtor**

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on July 7, 2021
 MM / DD / YYYY

X /s/ Keith H. Merrick

Signature of authorized representative of debtor

Keith H. Merrick

Printed name

Title Vice President & Secretary

18. Signature of attorney

X /s/ Rebecca F. Redwine

Signature of attorney for debtor

Date July 7, 2021

MM / DD / YYYY

Rebecca F. Redwine

Printed name

Hendren, Redwine & Malone, PLLC

Firm name

4600 Marriott Drive

Suite 150

Raleigh, NC 27612

Number, Street, City, State & ZIP Code

Contact phone (919) 420-7867

Email address rredwine@hendrenmalone.com

NC State Bar 37012 NC

Bar number and State

Debtor Big South Distribution, LLC _____ Case number (*if known*) _____

Name _____

Fill in this information to identify your case:

United States Bankruptcy Court for the:

EASTERN DISTRICT OF NORTH CAROLINA

Case number (*if known*) _____ Chapter 11

Check if this an amended filing

FORM 201. VOLUNTARY PETITION

Pending Bankruptcy Cases Attachment

Debtor	Franchise Wholesale Co., L.L.C.	Relationship to you	Affiliate
District	Eastern District of North Carolina (Raleigh)	When _____	Case number, if known
Debtor	King Maker Marketing, Inc.	Relationship to you	Affiliate
District	Eastern District of North Carolina (Raleigh)	When _____	Case number, if known
Debtor	Premier Manufacturing, Inc.	Relationship to you	Affiliate
District	Eastern District of North Carolina (Raleigh)	When _____	Case number, if known
Debtor	U.S. Flue-Cured Tobacco Growers, Inc.	Relationship to you	Affiliate
District	Eastern District of North Carolina (Raleigh)	When _____	Case number, if known
Debtor	U.S. Tobacco Cooperative Inc.	Relationship to you	Parent
District	Eastern District of North Carolina (Raleigh)	When _____	Case number, if known

Fill in this information to identify the case:

Debtor name Big South Distribution, LLCUnited States Bankruptcy Court for the: EASTERN DISTRICT OF NORTH CAROLINA

Case number (if known) _____

 Check if this is an amended filing

Official Form 202

Declaration Under Penalty of Perjury for Non-Individual Debtors

12/15

An individual who is authorized to act on behalf of a non-individual debtor, such as a corporation or partnership, must sign and submit this form for the schedules of assets and liabilities, any other document that requires a declaration that is not included in the document, and any amendments of those documents. This form must state the individual's position or relationship to the debtor, the identity of the document, and the date. Bankruptcy Rules 1008 and 9011.

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

Declaration and signature

I am the president, another officer, or an authorized agent of the corporation; a member or an authorized agent of the partnership; or another individual serving as a representative of the debtor in this case.

I have examined the information in the documents checked below and I have a reasonable belief that the information is true and correct:

- Schedule A/B: Assets–Real and Personal Property* (Official Form 206A/B)
- Schedule D: Creditors Who Have Claims Secured by Property* (Official Form 206D)
- Schedule E/F: Creditors Who Have Unsecured Claims* (Official Form 206E/F)
- Schedule G: Executory Contracts and Unexpired Leases* (Official Form 206G)
- Schedule H: Codebtors* (Official Form 206H)
- Summary of Assets and Liabilities for Non-Individuals* (Official Form 206Sum)
- Amended Schedule*
- Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders* (Official Form 204)
- Other document that requires a declaration* _____

I declare under penalty of perjury that the foregoing is true and correct.

Executed on July 7, 2021X /s/ Keith H. Merrick

Signature of individual signing on behalf of debtor

Keith H. Merrick

Printed name

Vice President & Secretary

Position or relationship to debtor

Fill in this information to identify the case:

Debtor name **Big South Distribution, LLC**United States Bankruptcy Court for the: **EASTERN DISTRICT OF NORTH CAROLINA**

Case number (if known): _____

 Check if this is an
amended filing
Official Form 204**Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders**

12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Cheyenne International LLC 701 S Battleground Ave Grover, NC 28073						\$22,849.50
East West Trading Co 4848 W Lawrence Ave Chicago, IL 60630						\$3,119.78
Everything Tobacco LLC 105 Forest Pkwy Suite 300-B Forest Park, GA 30297						\$53,882.82
Farmer's Tobacco Co. 636 US Hwy 27N Cynthiana, KY 41031						\$4,633.80
Georgia Department of Revenue PO Box 105544 Atlanta, GA 30348						\$43,068.00
Global Tobacco 2861 Congressman Ln Dallas, TX 75220						\$18,608.30
JT International U.S.A., Inc. 300 Frank W. Burr Blvd Ste. 70 Teaneck, NJ 07666						\$128,153.02

Debtor	Big South Distribution, LLC	Case number (if known)				
Name						
Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim		
				If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
KT&G USA Corp 5501 Sandshell Drive #231 Fort Worth, TX 76137						\$444,470.86
Liggett Vector Brands 3800 Paramount Pkwy, Ste. 250 PO Box 2010 Morrisville, NC 27560-6951						\$728,792.19
Main Distribution Powell Rd #202 Powell, OH 43065						\$25,200.00
National Tobacco 5201 Interchange Way Louisville, KY 40229-2184						\$35,003.78
Rebel Tobacco Inc. 1312 Atando Ave Charlotte, NC 28206						\$15,392.39
S&D Wholesale East Charleston Blvd Las Vegas, NV 89104						\$19,340.78
South Carolina Dept. of Revenue 300A Oultet Point Rd Columbia, SC 29214						\$65,493.00
Swisher International PO Box 2230 Jacksonville, FL 32203						\$9,171.36
Tennessee Dept. of Revenue 500 Deaderick St Nashville, TN 37242						\$54,729.00
Town of Culpeper VA 400 South Main Street Culpeper, VA 22701						\$2,246.88
Town of Marion VA 138 W Main Street PO Box 1005 Marion, VA 24354						\$3,721.54

Debtor Name	Big South Distribution, LLC		Case number (if known)			
Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Town of St. Paul 16531 Russell St Saint Paul, VA 24283						\$1,491.00
Tram Distribution Inc. 2559 N Hwy 27 La Fayette, GA 30728						\$908.00

**United States Bankruptcy Court
Eastern District of North Carolina**

In re **Big South Distribution, LLC**

Debtor(s)

Case No.

Chapter **11**

VERIFICATION OF CREDITOR MATRIX

I, the Vice President & Secretary of the corporation named as the debtor in this case, hereby verify that the attached list of creditors is true and correct to the best of my knowledge.

Date: **July 7, 2021**

/s/ Keith H. Merrick

Keith H. Merrick/Vice President & Secretary
Signer/Title

**United States Bankruptcy Court
Eastern District of North Carolina**

In re **Big South Distribution, LLC**

Debtor(s)

Case No.
Chapter

11

CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for Big South Distribution, LLC in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

**U.S. Tobacco Cooperative Inc.
1304 Annapolis Drive
Raleigh, NC 27608**

None [*Check if applicable*]

July 7, 2021

Date

/s/ Rebecca F. Redwine

Rebecca F. Redwine

Signature of Attorney or Litigant
Counsel for Big South Distribution, LLC
Hendren, Redwine & Malone, PLLC
4600 Marriott Drive
Suite 150
Raleigh, NC 27612
(919) 420-7867 Fax:(919) 420-0475
rredwine@hendrenmalone.com